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37 C.F.R. 1.8

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Date

David L. Parker

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Anna Di Rienzo, Lalitha Iyer and
Mark J. Ratain

Serial No.: 09/251,274

Filed: February 16, 1999

For: METHODS FOR DETECTION OF
PROMOTER POLYMORPHISM IN A
UGT GENE PROMOTER

Group Art Unit: 1655

Examiner: A. Chakrabarti

Atty. Dkt. No.: ARCD:357US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

BOX AF

Commissioner for Patents
Washington, D.C. 20231

Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed January 4, 2001, finally rejecting claims 1-6, 8-13, 15-21, 23-28, 30-62, 70-75.

The fee for filing this Notice of Appeal is \$155 and is attached hereto.

Also, a request for a two-month extension of time to respond is included herewith. The extension fee is included in the attached check with the Notice of Appeal fee. This two-month

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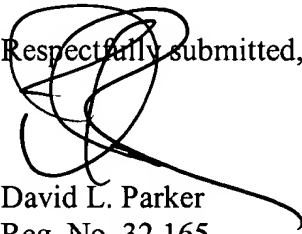
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extension will bring the due date to June 4, 2001. Should such request or fee be deficient or absent, consider this paragraph such a request and authorization to withdraw the appropriate fee.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/10023060/DP01982.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,


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Date: June 1, 2001